



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

APPLICATION 17351B

PERMIT 10915

LICENSE 6883B

THIS IS TO CERTIFY, That

PETER T. POPE, THROUGH HIS PREDECESSOR  
1852 S. W. HIGHLAND ROAD, PORTLAND, OREGON 97221

HAS made proof as of OCTOBER 6, 1961 (the date of inspection)  
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of  
(1) AN UNNAMED STREAM AND (2) DRY CREEK IN AMADOR COUNTY

tributary to (1) DRY CREEK THENCE MOKELUMNE RIVER AND (2) MOKELUMNE RIVER

for the purpose of IRRIGATION AND STOCKWATERING USES  
under Permit 10915 of the Board and that the right to the use of this water has been perfected  
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the  
priority of this right dates from NOVEMBER 7, 1956 and that the amount of water to which  
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated  
purposes and shall not exceed THREE HUNDRED SIXTY-NINE (369) ACRE-FEET PER ANNUM, TO  
BE COLLECTED FROM EITHER OR BOTH SOURCES FROM DECEMBER 1 OF EACH YEAR TO APRIL  
15 OF THE SUCCEEDING YEAR. THE MAXIMUM WITHDRAWAL IN ANY ONE YEAR SHALL NOT  
EXCEED 362 ACRE-FEET. THE MAXIMUM RATE OF DIVERSION TO OFFSTREAM STORAGE  
SHALL NOT EXCEED 12.5 CUBIC FEET PER SECOND, TOTAL FOR LICENSES 6883A AND 6883B.

THE POINTS OF DIVERSION OF SUCH WATER ARE LOCATED:

- (1) SOUTH 22° 18' 40" WEST 3,670.32 FEET FROM JONES BUTTE USGS STATION WITHIN  
PROJECTED SECTION 21, T6N, R9E, MDB&M, BEING WITHIN NW1/4 OF SW1/4 OF SAID  
SECTION 21, AND
- (2) SOUTH 9° 17' 50" WEST 4,183.11 FEET FROM JONES BUTTE USGS STATION WITHIN  
PROJECTED SECTION 21, T6N, R9E, MDB&M, BEING WITHIN SE1/4 OF SW1/4 OF SAID  
SECTION 21.

THE POINTS OF REDIVERSION OF SUCH WATER ARE LOCATED:

- (A) NORTH 19° 22' 30" WEST 2,147.86 FEET FROM REFERENCE MARK ON BRIDGE ABUTMENT  
WITHIN PROJECTED SECTION 33, T6N, R9E, MDB&M, BEING WITHIN SE1/4 OF NW1/4 OF  
SAID SECTION 33, AND
- (B) NORTH 5° 58' 10" WEST 948.94 FEET FROM REFERENCE MARK ON BRIDGE ABUTMENT  
WITHIN PROJECTED SECTION 33, T6N, R9E, MDB&M, BEING WITHIN NW1/4 OF SE1/4 OF  
SAID SECTION 33.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

STOCKWATERING AT RESERVOIR WITHIN SECTIONS 20 AND 21, T6N, R9E, MDB&M, AND  
STOCKWATERING AND IRRIGATION AS FOLLOWS:

139 ACRES WITHIN SECTION 33, T6N, R9E, MDB&M  
98 ACRES WITHIN SECTION 4, T5N, R9E, MDB&M

237 ACRES TOTAL, AS SHOWN ON MAP FILED WITH STATE WATER RESOURCES CONTROL BOARD.

*Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.*

*All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.*

*Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.*

*The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.*

*This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:*

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: JUN 23 1972

STATE WATER RESOURCES CONTROL BOARD

*K. L. Woodward*

Chief, Division of Water Rights

MAR 16 72 G.A.P.

11/27/78

Records chgd to show Charles S. Howard, III, Frank Robert Howard, Robert S. Howard, Lindsay C. Howard, Jr., City National Bank, as Guardian of the Estates of Brigitte Lyn Donihoo and Michael Jacobson, Minors, Richard Ernst and Lindsay C. Howard, Jr., as co-Executors of the Estate of Anita Zabala Vanderbilt, Richard Ernst and Lindsay C. Howard, Jr., as Trustees of the Trust Article Fifth of the will of Anita Zabala Vanderbilt for the Benefit of Mymy Howard, Lloyds Bank California, as successor Trustee of the Testamentary Trust under Paragraph 13(b) and (e) of the Will of Charles S. Howard for the Benefit of Mymy Howard and Lindsay C. Howard, Jr., City National Bank, as successor Trustee of the Testamentary Trust under Paragraph 13 of the Will of Charles S. Howard for the Benefit of Frank Robert Howard and Barbara Howard Wolf.

4-11-83 Int of Lindsay C. Howard Jr asgd to Charles S. Howard III  
5-25-93 asgd to C.S. Howard Estate; 1-13-97 asgd Howard Properties